



DECLARATION FOR PATENT APPLICATION

As a below-named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated next to my name. I believe I am an original, first and joint inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled **MAMMALIAN CHECKPOINT GENES AND PROTEINS**, the specification of which was filed on 09/05/97 as Application Serial No. 08/924,183. I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, § 1.56(a).

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment or both, under § 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full Name of Sole or First Inventor: **Stephen J. Elledge**

Inventor's Signature: Stephen J. Elledge

Residence: 2103 Addison Road, Houston, Texas 77030

Post Office Address: 2103 Addison Road, Houston, Texas 77030

Date: 2/13/98

Citizenship: U.S.A.

Full Name of Second Joint Inventor: **Yolanda Sanchez**

Inventor's Signature: Yolanda Sanchez

Residence: 3518 Sun Valley, Houston, Texas 77025

Post Office Address: 3518 Sun Valley, Houston, Texas 77025

Date: 2/13/98

Citizenship: U.S.A.



Attorney Docket No.:120541-1013

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5-10-80
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REQUEST FOR FILING A PATENT APPLICATION UNDER 37 CFR 1.53(b)

In Re Application of: Stephen Elledge and Yolanda Sanchez
Prior Application Examiner: J. Souaya
Art Unit No.: 1655

Assistant Commissioner for Patents
Washington, D.C. 20231

This is a request for filing a divisional application under 37 C.F.R. 1.53(b) of pending prior application Number 08/924,183 filed on September 5, 1997 entitled "Mammalian Checkpoint Genes and Proteins."

1. Enclosed is a copy of the latest inventor-signed prior application, including a copy of the oath or declaration showing the original signature or an indication it was signed. I hereby verify that all statements made herein of my own knowledge are true; and further that these statements were made with the knowledge that willful false statements and the like are made punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code and that such willful statements may jeopardize the validity of the application or any patent issuing thereon.

| FEE CALCULATION | | | | |
|--|--------|-----------------|--------------|--------------|
| | NUMBER | NUMBER EXTRA | RATE | CALCULATIONS |
| Total Claims | 18 | 0 | x \$18.00 = | \$ -0- |
| Independent Claims | 3 | 0 | x \$78.00 = | \$ -0- |
| Multiple Dependent Claims (if applicable) | | | x \$260.00 = | \$ -0- |
| BASIC FEE | | | | \$ 345.00 |
| Total of Above Calculations: | | | | \$ 345.00 |
| Reduction by 50% for filing by small entity (Note 37 CFR 1.9, 1.27, 1.28): | | | | \$ |
| TOTAL FEES | | | | \$ 345.00 |

2. If required, the Commissioner is hereby authorized to credit overpayments or charge the required fee under 37 C.F.R. § 1.16 to Deposit Account No. 07-0153.

3. Cancel in this application original claims 1-6 and 13-18 and 36-40 of the prior application before calculating the filing fee.

4. The inventor(s) of the invention being claimed in this application is (are):
Stephen Elledge and Yolanda Sanchez.

5. Amend the specification by inserting before the first line the sentence: "This application is a division of pending application number 08/924,183 filed on September 5, 1997."

6. Informal drawings are enclosed.

7. A preliminary amendment is enclosed.

8. The prior application is assigned of record to Baylor College of Medicine, recorded in the Patent and Trademark Office on April 14, 1998, at Reel 9108, Frame 0796.

SEND FUTURE CORRESPONDENCE TO:

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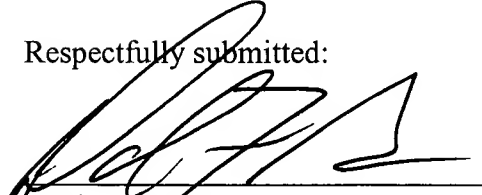
DIRECT TELEPHONE CALLS TO:

Daniel F. Perez

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Dated this 12th day of January, 2000.

Respectfully submitted:



Daniel F. Perez

Attorney for Applicant

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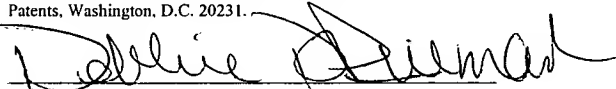
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Date of Deposit: January 12, 2000. I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to the Commissioner for Patents, Washington, D.C. 20231.



Debbie D. Pittman